

Ozinga Indiana RMC, Inc.
Permit # 1089-16106-05171

September 23, 2002

TO: Interested Parties / Applicant

FROM: Paul Dubenetzky
Chief, Permits Branch
Office of Air Quality

Notice of Decision - Approval

Please be advised that on behalf of the Commissioner of the Department of Environmental Management, I have issued a decision regarding the enclosed matter. Pursuant to 326 IAC 2, this approval was effective immediately upon submittal of the application.

If you wish to challenge this decision, IC 4-21.5-3-7 requires that you file a petition for administrative review. This petition may include a request for stay of effectiveness and must be submitted to the Office Environmental Adjudication, ISTA Building, 150 W. Market Street, Suite 618, Indianapolis, IN 46204, **within eighteen (18) calendar days from the mailing of this notice**. The filing of a petition for administrative review is complete on the earliest of the following dates that apply to the filing:

- (1) the date the document is delivered to the Office of Environmental Adjudication (OEA);
- (2) the date of the postmark on the envelope containing the document, if the document is mailed to OEA by U.S. mail; or
- (3) The date on which the document is deposited with a private carrier, as shown by receipt issued by the carrier, if the document is sent to the OEA by private carrier.

The petition must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision or otherwise entitled to review by law. Please identify the permit, decision, or other order for which you seek review by permit number, name of the applicant, location, date of this notice and all of the following:

- (1) the name and address of the person making the request;
- (2) the interest of the person making the request;
- (3) identification of any persons represented by the person making the request;
- (4) the reasons, with particularity, for the request;
- (5) the issues, with particularity, proposed for considerations at any hearing; and
- (6) identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type issued by the Commissioner.

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178. Callers from within Indiana may call toll-free at 1-800-451-6027,

ext. 3-0178.

Enclosures

Mr. Bryan M. Gramke
Ozinga Indiana RMC, Inc.
400 Blaine Street
Gary, IN 46406

Re: Portable Source Relocation Letter
Permit #: L-089-16106-05171
SSOA 089-9549-05171

Dear Mr. Gramke:

Approval is hereby granted to operate the portable ready-mix concrete plant, described in Operation Permit No. SSOA 089-9549-05171 issued on June 9, 1998. This source is to be located at 400 Blaine Street, Gary, Indiana, in Lake County for an INDOT project at I-90 and the 17 mile marker. This plant was previously located at the northwest quadrant of I-65 and Route 30, Merrillville, Indiana in Lake County. The site approval for the northwest quadrant of I-65 and Route 30, Merrillville, Indiana was issued on March 12, 2002.

Relocation of this plant must take place within 120 days after the issuance of this decision. The enclosed Notice of Decision explains your options to challenge this decision under IC 4-21.5-3-5(f). Pursuant to IC 4-21.5-3-5(f), this approval is not effective until eighteen (18) days from the date of this letter. This approval supersedes all previous site approval letters.

Advance written notice to the Office of Air Quality (OAQ), Air Compliance Section, and to the Gary Department of Environmental Affairs of start-up is required in order for the OAQ to perform an inspection. If the plant is not operating in compliance with all applicable regulations upon inspection, the plant must cease operation upon notification to you by OAQ staff of such non-compliance. Operations may only resume once remedial actions have been taken and approved by the OAQ.

If you have any questions concerning this relocation site approval, please contact Janet Mobley of my staff at 317/232-8369 or at 1-800-451-6027, press 0 and ask for extension 2-8369.

Sincerely,

Paul Dubenetzky, Chief
Permits Branch
Office of Air Quality

PD/jm

cc: File - Lake County
Lake County Health Department
Air Compliance Section - Rick Massoels
Gary Department of Environmental Affairs
IDEM Northwest Regional Office
Permit Review Section II - Janet Mobley

Compliance Data Section - Karen Nowak
Air Compliance Section - Judy Lombardo

Source Specific Operating Agreement

This form should be used to comply with the notification requirements under 326 IAC 2-9.

Company Name:	Ozinga Indiana RMC, Inc.
Address:	400 Blaine Street
City:	Gary, Indiana 46406
Contact Person:	Bryan M. Gramke
Phone #:	(219) 949-9800
SSOA #:	S 089 -9549-05171

I hereby certify that Ozinga Indiana RMC, Inc., is still in operation and is in compliance with the requirements of Source Specific Operating Agreement (SSOA) S 089-9549-05171.

Name (typed):
Title:
Signature:
Date: